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16
17 **UNITED STATES DISTRICT COURT**

18
19 **DISTRICT OF NEVADA**

20
21 DANCORE LLC, a Nevada limited liability
22 company,

23 Plaintiff,

24 vs.

25 DAVID ZIKA, an individual,

26 Defendant.

27 Case No.: 2:18-cv-01136-GMN-VCF

28 **STIPULATION AND ~~PROPOSED~~
ORDER TO REMAND ACTION TO
STATE COURT**

29
30 DANCORE LLC (“*Plaintiff*”), by and through its attorneys, DUANE MORRIS LLP, and
31 Defendant DAVID ZIKA (“*Defendant*”) by and through his attorneys, GREENBERG TRAURIG,
32 LLP (collectively, “*the Parties*”), subject to the Court’s approval, hereby state and stipulate as
33 follows:

34 WHEREAS, on March 9, 2018, Plaintiff filed an action, entitled “DANCORE LLC, a
35 Nevada limited liability company v. DAVID ZIKA, an individual,” case no.: A-18-770809-C, in the
36 Eighth Judicial District Court, Clark County, Nevada;

37 WHEREAS, Defendant was served with the complaint on May 24, 2018;

38 WHEREAS, on June 25, 2018, Defendant filed in this Court a notice of removal pursuant to
39 28 U.S.C. §§ 1332, 1441, and 1446 (ECF No. 1), to effect the removal of the above-captioned action

1 from the Eighth Judicial District Court, Clark County, Nevada, to this Court, and on June 25, 2018
2 Defendant also filed a notice of removal in the Eighth Judicial District Court, Clark County, Nevada;
3 WHEREAS, on July 9, 2018, Defendant filed in this Court a motion to dismiss (ECF No. 4);
4 WHEREAS, on July 13, 2018, Plaintiff filed in this Court a motion to remand (ECF No. 6);
5 WHEREAS, the Parties have met and conferred and agree that in light of the facts outlined in
6 Plaintiff's motion to remand, this action should be immediately remanded to the Eighth Judicial
7 District Court, Clark County, Nevada, with each party to bear their own fees and costs in connection
8 with the removal and remand;

9 NOW, THEREFORE, IT IS HEREBY STIPULATED, subject to the Court's approval, and
10 for good cause shown, that this action, U.S. District Court, District of Nevada, case no.: 2:18-cv-
11 01136, shall be remanded to the Eighth Judicial District Court, Clark County, Nevada;

12 FURTHERMORE, all motions currently pending before this Court (including Defendant's
13 motion to dismiss and Plaintiff's motion to remand) shall be rendered moot, and all pending
14 deadlines and hearings in this action shall be taken off the Court's calendar

15 IT IS SO STIPULATED.

16 **DUANE MORRIS LLP**

17 **GREENBURG TRAURIG, LLP**

18 By: /s/ Tyson E. Hafen
19 Tyson E. Hafen (SBN 13139)
Ryan E. Borneman (*Pro Hac Vice*
Pending)

20 Attorneys for Plaintiff *Dancore LLC*

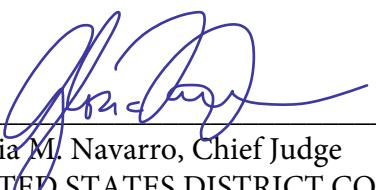
By: /s/ Jason Hicks
Mark E. Ferrario (SBN 1625)
Jacob Bundick (SBN 9772)
Jason Hicks (SBN 13149)

Attorneys for Defendant *David Zika*

21 **ORDER**

22 IT IS SO ORDERED

23
24 DATED this 24 day of July, 2018.

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Gloria M. Navarro, Chief Judge
UNITED STATES DISTRICT COURT